

**DECLARATION**

(ORIGINAL, DESIGN, NATIONAL STAGE OF PCT, SUPPLEMENTAL,  
DIVISIONAL, CONTINUATION OR CIP)

---

As a below named inventor, I hereby declare that:

**TYPE OF DECLARATION**

This declaration is of the following type: *(check one applicable item below)*

☒ original

NOTE: If the declaration is for an International Application being filed as a divisional, continuation or continuation-in-part application do not check next item; check appropriate one of last three items.

☒ national stage of PCT

**INVENTORSHIP IDENTIFICATION**

WARNING: If the inventors are each not the inventors of all the claims an explanation of the facts, including the ownership of all the claims at the time the last claimed invention was made, should be submitted.

My residence, post office address and citizenship are as stated below next to my name, I believe I am the original, first and sole inventor *(if only one name is listed below)* or an original, first and joint inventor *(if plural names are listed below)* of the subject matter which is claimed and for which a patent is sought on the invention entitled:

**TITLE OF INVENTION**

IMPLANT MANIPULATION AND STORAGE TOOLS

**SPECIFICATION IDENTIFICATION**

the specification of which: *(complete (a), (b) or (c))*

(a) ☐ is attached hereto.

(b) ☐ was filed on \_\_\_\_\_ as ☐ Serial No. 0 / \_\_\_\_\_ or ☐ Express Mail No., as Serial No. not yet known \_\_\_\_\_ and was amended on \_\_\_\_\_ *(if applicable)*.

NOTE: Amendments filed after the original papers are deposited with the PTO which contain new matter are not accorded a filing date by being referred to in the declaration. Accordingly, the amendments involved are those filed with the application papers or, in the case of a supplemental declaration, are those amendments claiming matter not encompassed in the original statement of invention or claims. See 37 C.F.R. 1.67.

(c) ☒ was described and claimed in PCT International Application No. PCT/US03/28878 filed on September 12, 2003 and as amended under PCT Article 19 on \_\_\_\_\_ (if any).

#### **ACKNOWLEDGEMENT OF REVIEW OF PAPERS AND DUTY OF CANDOR**

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 C.F.R. §1.56, and

☐ in compliance with this duty there is attached an information disclosure statement in accordance with 37 C.F.R. 1.98.

#### **PRIORITY CLAIM (35 U.S.C. §119)(a)-(d)**

I hereby claim foreign priority benefits under Title 35, United States Code, §119(a)-(d) of any foreign application(s) for patent or inventor's certificate or of any PCT international application(s) designating at least one country other than the United States of America listed below and have also identified below any foreign application(s) for patent or inventor's certificate or any PCT international application(s) designating at least one country other than the United States of America filed by me on the same subject matter having a filing date before that of the application(s) of which priority is claimed.

*(complete (d) or (e))*

(d) ☐ no such applications have been filed.

(e) ☒ such applications have been filed as follows.

NOTE: Where item (c) is entered above and the International Application which designated the U.S. itself claimed priority check item (e), enter the details below and make the priority claim.

#### **CLAIM FOR BENEFIT OF PRIOR U.S. PROVISIONAL APPLICATION(S) (34 U.S.C. §119(e))**

I hereby claim the benefit under Title 35, United States Code, §119(e) of any United States provisional application(s) listed below:

##### **PROVISIONAL APPLICATION NUMBER**

##### **FILING DATE**

60/410,458

September 13, 2002

60/423,864

November 4, 2002

**ALL FOREIGN APPLICATION(S), IF ANY FILED MORE THAN 12 MONTHS  
(6 MONTHS FOR DESIGN) PRIOR TO THIS U.S. APPLICATION**


NOTE: If the application filed more than 12 months from the filing date of this application is a PCT filing forming the basis for this application entering the United States as (1) the national stage, or (2) a continuation, divisional, or continuation-in-part, then also complete ADDED PAGES TO COMBINED DECLARATION AND POWER OF ATTORNEY FOR DIVISIONAL, CONTINUATION OR CIP APPLICATION for benefit of the prior U.S. or PCT application(s) under 35 U.S.C. §120.

**DECLARATION**

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

**SIGNATURE(S)**

NOTE: Carefully indicate the family (or last) name as it should appear on the filing receipt and all other documents.

Full name of sole or first inventor: Vladimir Stoy  
Inventor's signature   
Date 6-20-2005 Country of Citizenship USA  
Residence Plainsboro, New Jersey  
Post Office Address 404 Deer Creek Drive, Plainsboro, New Jersey 08536

Full name of second inventor: Eugene A. Dickhudt  
Inventor's signature \_\_\_\_\_  
Date \_\_\_\_\_ Country of Citizenship USA  
Residence St. Paul, Minnesota  
Post Office Address 801 Continental Drive, St. Paul, MN 55112

**CHECK PROPER BOX(ES) FOR ANY OF THE FOLLOWING  
ADDED PAGE(S) WHICH FORM A PART OF THIS DECLARATION**

☒ Signature for subsequent joint inventors.  
Number of pages added 1.

☐ Signature by administrator(trix), executor(trix) or legal representative for deceased or incapacitated inventor.

**ALL FOREIGN APPLICATION(S), IF ANY FILED MORE THAN 12 MONTHS  
(6 MONTHS FOR DESIGN) PRIOR TO THIS U.S. APPLICATION**

NOTE: If the application filed more than 12 months from the filing date of this application is a PCT filing forming the basis for this application entering the United States as (1) the national stage, or (2) a continuation, divisional, or continuation-in-part, then also complete ADDED PAGES TO COMBINED DECLARATION AND POWER OF ATTORNEY FOR DIVISIONAL, CONTINUATION OR CIP APPLICATION for benefit of the prior U.S. or PCT application(s) under 35 U.S.C. §120.

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**SIGNATURE(S)**

NOTE: Carefully indicate the family (or last) name as it should appear on the filing receipt and all other documents.

Full name of sole or first inventor: Vladimir Stoy  
Inventor's signature \_\_\_\_\_  
Date \_\_\_\_\_ Country of Citizenship USA  
Residence Plainsboro, New  
Jersey

Post Office Address 404 Deer Creek Drive, Plainsboro, New Jersey 08536

Full name of second inventor: Eugene A. Dickhudt  
Inventor's signature Eugene A. Dickhudt  
Date 5-10-05 Country of Citizenship USA  
Residence St. Paul, Minnesota  
Post Office Address 801 Continental Drive, St. Paul, MN 55112

**CHECK PROPER BOX(ES) FOR ANY OF THE FOLLOWING  
ADDED PAGE(S) WHICH FORM A PART OF THIS DECLARATION**

- ☒ Signature for subsequent joint inventors.  
Number of pages added 1.
- ☐ Signature by administrator(trix), executor(trix) or legal representative for deceased or incapacitated inventor.

Number of pages added \_\_\_\_.

- ☐ Signature for inventor who refuses to sign or cannot be reached by person authorized under 37 C.F.R. §1.47.

Number of pages added \_\_\_\_.

\*\*\*

- ☒ Added pages to declaration for divisional, continuation, or continuation-in-part (CIP) application.

Number of pages added 1.

\*\*\*

- ☐ Authorization of attorney(s) to accept and follow instructions from representative.

\*\*\*

If no further pages form a part of this Declaration then end this Declaration with this page and check the following item.

- ☐ This declaration ends with this page.

**ADDED PAGE TO DECLARATION  
FOR SIGNATURE BY THIRD AND SUBSEQUENT INVENTORS**

Full name of third inventor: Robert Ziebol  
Inventor's signature *Robert Ziebol*  
Date 4/27/05 Country of Citizenship USA  
Residence Blaine, Minnesota  
Post Office Address 13041 Jefferson Street, NE, Blaine, MN  
55434

Full name of fourth inventor: Gerald Contam  
Inventor's signature *Gerald G. Contam*  
Date APR 16 22, 2005 Country of Citizenship USA  
Residence Spotswood, New Jersey  
Post Office Address 623 Old Stage Road, Spotswood, New Jersey 08854

Full name of fifth inventor: Dan Baker  
Inventor's signature \_\_\_\_\_  
Date \_\_\_\_\_ Country of Citizenship USA  
Residence Seattle, WA  
Post Office Address 13203 39<sup>th</sup> Avenue, NE, Suite 101, Seattle, WA 98125

Full name of sixth inventor: Jan Loyy  
Inventor's signature *Jan Loyy*  
Date 4/25/05 Country of Citizenship USA  
Residence Rocky Hill, New  
Jersey  
Post Office Address 1 Crescent Avenue, P.O. Box 253, Rocky Hill, New Jersey  
08553

(Added Page to Declaration  
for Divisional, Continuation or CIP Application  
page 5 of 6)

**ADDED PAGE TO DECLARATION  
FOR SIGNATURE BY THIRD AND SUBSEQUENT INVENTORS**

Full name of third inventor: Robert Ziebol  
Inventor's signature \_\_\_\_\_  
Date \_\_\_\_\_ Country of Citizenship USA  
Residence Blaine, Minnesota  
Post Office Address 13041 Jefferson Street, NE, Blaine, MN  
55434

Full name of fourth inventor: Gerald Gontarz  
Inventor's signature Gerald G. Gontarz  
Date APR 16 22, 2005 Country of Citizenship USA  
Residence Spotswood, New Jersey  
Post Office Address 623 Old Stage Road, Spotswood, New Jersey 08884

Full name of fifth inventor: Dan Baker  
Inventor's signature Dan Baker  
Date 2 MAY 05 Country of Citizenship USA  
Residence Seattle, WA  
Post Office Address 13203 39<sup>th</sup> Avenue, NE, Suite 101, Seattle, WA 98125

Full name of sixth inventor: Jan Lovy  
Inventor's signature Jan Lovy  
Date 6/23/05 Country of Citizenship USA  
Residence Rocky Hill, New  
Jersey  
Post Office Address 1 Crescent Avenue, P.O. Box 253, Rocky Hill, New Jersey  
08553

**ADDED PAGE TO DECLARATION  
FOR DIVISIONAL, CONTINUATION OR CIP APPLICATION**

*(complete this part only if this is a  
divisional, continuation or CIP application)*

**CLAIM FOR BENEFIT OF EARLIER U.S./PCT APPLICATION(S)  
UNDER 35 U.S.C. 120**

I hereby claim the benefit under Title 35, United States Code, §120 of any United States application(s) or PCT international application(s) designating the United States of America that is/are listed below and, insofar as the subject matter of each of the claim of this application is not disclosed in that/those prior application(s) in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, §1.56(a) which occurred between the filing date of the prior application(s) and the national or PCT international filing date of this application.

| PCT APPLICATIONS DESIGNATING THE U.S. |                    |                              | Patented | Pending | Abandoned |
|---------------------------------------|--------------------|------------------------------|----------|---------|-----------|
| PCT APPLICATION NO.                   | PCT FILING DATE    | U.S. SERIAL NOS.<br>(if any) |          |         |           |
| 4. PCT/US03/28878                     | September 13, 2003 |                              |          | X       |           |
| 5.                                    |                    |                              |          |         |           |
| 6.                                    |                    |                              |          |         |           |
| 7.                                    |                    |                              |          |         |           |



PTO/SB/81 (11-04)

Approved for use through 11/30/2005. OMB 0651-0035

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

**POWER OF ATTORNEY  
and  
CORRESPONDENCE ADDRESS  
INDICATION FORM**

|                        |                                     |
|------------------------|-------------------------------------|
| Application Number     | PCT/US03/28878                      |
| Filing Date            | September 12, 2003                  |
| First Named Inventor   | Vladimir Stoy                       |
| Title                  | IMPLANT MANIPULATION AND STORAGE .. |
| Art Unit               | —                                   |
| Examiner Name          | —                                   |
| Attorney Docket Number | 1135-5 PCT US                       |

I hereby revoke all previous powers of attorney given in the above-identified application.

I hereby appoint:

☒ Practitioners associated with the Customer Number:

31554

OR

☐ Practitioner(s) named below:

| Name | Registration Number |
|------|---------------------|
|      |                     |
|      |                     |
|      |                     |
|      |                     |
|      |                     |

as my/our attorney(s) or agent(s) to prosecute the application identified above, and to transact all business in the United States Patent and Trademark Office connected therewith.

Please recognize or change the correspondence address for the above-identified application to:

☒ The address associated with the above-mentioned Customer Number:

OR

☐ The address associated with Customer Number:

OR

☐ Firm or Individual Name

Address

City

State

Zip

Country

Telephone

631-501-5700

Fax

631-501-3526

I am the:

☐ Applicant/Inventor.

☒ Assignee of record of the entire interest. See 37 CFR 3.71.  
Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96)

**SIGNATURE of Applicant or Assignee of Record**

|                   |   |           |                |
|-------------------|---|-----------|----------------|
| Signature         |  | Date      | Julv 5. 2005   |
| Name              | Ann Hewett  | Telephone | (631) 501-5700 |
| Title and Company | President and CEO Republication Medical, Inc.                                       |           |                |

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below.

☒ Total of \_\_\_\_\_ forms are submitted.

This collection of information is required by 37 CFR 1.31, 1.32 and 1.33. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 3 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.